APPENDIX D

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

JOHN MARDULA, Plaintiff, v. RANCHO DOMINGUEZ BANK, DANIEL ROBERTS, and DOES and Does Inclusive, DEFENDANTS.	CASE No. BC104006 NOTICE OF MOTION AND MOTION ON DEMURRER BY DEFENDANTS RANCHO DOMINGUEZ BANK AND 1 to 25,) DANIEL ROBERTS; MEMORANDUM OF POINTS AND AUTHORITIES AND REQUEST FOR SANCTIONS DATE: July 7, 1994 TIME: 8:30 A.M. PLACE: Dept. 40 TRIAL DATE: None DISC. C/O: None MOTION C/O: None

FILED JUNE 8, 1994
Edward M. Kritzman, Clerk
By L. McGhee, Deputy

TO: PLAINTIFF JOHN MARDULA AND TO HIS ATTORNEYS OF RECORD, REHWALD RAMESON LEWIS A GLASNER:

PLEASE TAKE NOTICE that the Demurrer filed with this Notice has been set for hearing on July 7, 1994, at 8:30 A.M., or as soon thereafter as the matter may be heard in Dept. 40 of the above entitled Court located at 111 North Hill Street, Los Angeles, California 90012.

This Motion will be made on the grounds that the First and Second Causes of Action of the Complaint fail to state causes of action on which relief may be granted. This Motion is based on the Memorandum of Points and Authorities attached to this document, the pleadings, documents, records and files in this action and such other matters or evidence as may properly be presented to the Court at the time of the hearing on this Motion.

Defendants RANCHO DOMINGUEZ BANK and DANIEL K. ROBERTS further seek sanctions in the amount of $2,600.00 against Plaintiff JOHN MARDULA and his attorneys of record, REHWALD RAMESON LEWIS & GLASNER pursuant to Code of Civil Procedure § 128.5 for the reasons more fully discussed in the Memorandum of Points & Authorities.

Dated: June 2, 1994. ROBERTS AND ROBERTS

By: THEODORE K. ROBERTS
Theodore K. Roberts
Attorneys for Defendants
RANCHO DOMINGUEZ
BANK AND
DANIEL ROBERTS